

REFERENCE TITLE: **homeland security councils; coordinating; advisory**

State of Arizona
House of Representatives
Forty-eighth Legislature
Second Regular Session
2008

HB 2652

Introduced by
Representative Brown

AN ACT

AMENDING SECTIONS 41-4254 AND 41-4258, ARIZONA REVISED STATUTES; REPEALING SECTION 41-4256, ARIZONA REVISED STATUTES; RELATING TO HOMELAND SECURITY.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 41-4254, Arizona Revised Statutes, is amended to
3 read:

4 41-4254. Department duties

5 The department shall:

6 1. Formulate policies, plans and programs to enhance the ability of
7 this state to prevent and respond to acts of terrorism and other critical
8 hazards.

9 2. Develop a statewide homeland security strategy.

10 3. Request appropriations or grants of monies for homeland security
11 purposes.

12 ~~4. Provide to the Arizona department of homeland security coordinating
13 council the list of appropriations or grants that are requested from the
14 federal government for homeland security purposes.~~

15 ~~5. 4. Receive all monies appropriated or granted to this state by the
16 federal government for homeland security purposes and provide to the Arizona
17 department of homeland security coordinating council the amount of these
18 monies and the director's determination as to the allocation of these monies
19 to the various grantees.~~

20 ~~6. 5. Distribute monies to local jurisdictions and other
21 organizations eligible under federal regulations based on criteria in the
22 statewide homeland security strategy and federal grant guidelines.~~

23 ~~7. 6. Coordinate with other state and federal agencies to publish a
24 guide for grantees that receive homeland security monies. The guide shall
25 ensure that monies distributed by the department:~~

26 (a) Are coordinated across all levels of government.

27 (b) Avoid duplication of grant awards.

28 (c) Eliminate security gaps in every level of government.

29 ~~8. 7. Conduct preparedness training exercises to put state disaster
30 plans into practice and identify shortcomings in the plans.~~

31 ~~9. 8. Assist in the development of regional response plans, including
32 collaborative efforts with other states.~~

33 ~~10. 9. Partner with and involve the private sector in preparedness
34 efforts.~~

35 Sec. 2. Repeal

36 Section ~~41-4256~~, Arizona Revised Statutes, is repealed.

37 Sec. 3. Section 41-4258, Arizona Revised Statutes, is amended to read:

38 41-4258. Arizona department of homeland security regional
39 advisory councils; appointment; terms; duties

40 A. The Arizona department of homeland security regional advisory
41 councils are established.

42 B. A total of five councils are established as follows:

43 1. The north region is composed of the jurisdictions contained in the
44 Coconino, Navajo and Apache county boundaries. No more than three members of
45 the council may be from any one county.

1 2. The east region is composed of the jurisdictions contained in the
2 Graham, Greenlee, Gila and Pinal county boundaries. No more than three
3 members of the council may be from any one county.

4 3. The south region is composed of the jurisdictions contained in the
5 Pima, Santa Cruz, Cochise and Yuma county boundaries. No more than three
6 members of the council may be from any one county.

7 4. The west region is composed of the jurisdictions contained in the
8 Mohave, La Paz and Yavapai county boundaries. No more than three members of
9 the council may be from any one county.

10 5. The central region is composed of the jurisdictions contained in
11 the Maricopa county boundaries.

12 C. Each regional advisory council consists of **NINE TO** twelve members
13 who serve for a term of two years. **and who live** MEMBERS SHALL RESIDE or work
14 in the region they represent, EXCEPT FOR THE REPRESENTATIVE FROM THE
15 DEPARTMENT OF PUBLIC SAFETY. FOR THE PURPOSES OF LIMITING THE MEMBERSHIP IN
16 A COUNTY, THE REPRESENTATIVE FROM THE DEPARTMENT OF PUBLIC SAFETY AND THE
17 TRIBAL REPRESENTATIVE DO NOT COUNT TOWARDS THE MEMBERSHIP LIMIT FROM A
18 COUNTY.

19 D. The governor shall appoint each member of a regional advisory
20 council. ~~The Arizona department of homeland security coordinating council~~
21 ~~shall recommend persons to be considered by the governor for appointment,~~
22 ~~except that the representatives of the legislature on the coordinating~~
23 ~~council shall recommend the persons to be considered for appointment as the~~
24 ~~two at-large members.~~ The membership of the councils consists of ANY
25 COMBINATION OF MEMBERS FROM THE FOLLOWING LIST, EXCEPT THAT NO MORE THAN ONE
26 MEMBER LISTED IN PARAGRAPH 1, 2, 3, 4, 5, 6, 7, 8, 10 OR 11 MAY SERVE ON A
27 COUNCIL AT THE SAME TIME:

28 1. A representative of a fire service from an urban or suburban area
29 in the region.

30 2. A representative of a fire service from a rural area in the region.

31 3. A police chief.

32 4. A county sheriff **OR THE SHERIFF'S DESIGNEE.**

33 5. A tribal representative.

34 6. An emergency manager.

35 7. A mayor **OR THE MAYOR'S DESIGNEE.**

36 8. A county supervisor **OR THE SUPERVISOR'S DESIGNEE.**

37 9. Two at-large members.

38 10. A representative from the department of public safety.

39 11. A public health representative.

40 E. At the first meeting held after July 1 of each year, each regional
41 advisory council shall elect a chairperson and vice-chairperson.

42 F. Each regional advisory council shall meet on the call of the
43 chairperson but at least **quarterly** **FOUR TIMES ANNUALLY.** No actions may be
44 taken without a quorum present.

- 1 G. The regional advisory council shall:
- 2 1. Develop, implement and maintain regional homeland security
- 3 strategies.
- 4 2. Support and assist in implementation of Arizona's comprehensive
- 5 statewide risk assessment.
- 6 3. Support and assist an integrated regional approach to homeland
- 7 security in this state.
- 8 4. Establish baseline prevention and response capabilities through
- 9 anchor cities consistent with state and regional plans.
- 10 5. Collaborate with other regional councils and organizations to
- 11 ensure successful integration of homeland security programs and initiatives.
- 12 6. Develop a list of requests for state homeland security grant
- 13 monies and forward these requests to the director. ~~Before forwarding~~
- 14 ~~these requests to the director, the regional advisory council shall present~~
- 15 ~~the requests to the Arizona department of homeland security coordinating~~
- 16 ~~council.~~
- 17 7. Recommend allocation of state homeland security grant program
- 18 monies to eligible jurisdictions and other organizations based on regional,
- 19 state and federal criteria.
- 20 H. Members are not eligible to receive compensation but are eligible
- 21 for reimbursement of expenses pursuant to title 38, chapter 4, article 2.
- 22 Sec. 4. Terms of existing Arizona department of homeland
- 23 security regional advisory council
- 24 A. Notwithstanding section 41-4258, Arizona Revised Statutes, as
- 25 amended by this act, the terms of the following Arizona department of
- 26 homeland security council members do not expire until December 26, 2009:
- 27 1. The representative of a fire service from an urban or suburban area
- 28 in the region.
- 29 2. The county sheriff or the sheriff's designee.
- 30 3. The emergency manager.
- 31 4. The mayor or the mayor's designee.
- 32 5. One of the two at-large members.
- 33 6. The representative from the department of public safety.
- 34 B. The governor shall make all subsequent appointments as prescribed
- 35 by statute.